

IN THE UNITED STATES OF AMERICA  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO.:	_____
v.	:	DATE FILED	: _____
MARION M. MARZULLO	:	VIOLATIONS	: 21 U.S.C. § 841(a)(1) (Distribution of methamphetamine - 3 Counts) 21 U.S.C. § 853 (Notice of criminal forfeiture) 18 U.S.C. § 2 (Aiding and abetting)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about November 5, 2002, in the Eastern District of Pennsylvania and elsewhere, defendant

MARION M. MARZULLO,

knowingly and intentionally distributed, and aided and abetted the distribution of, approximately 1.5 grams of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841

(b)(1)(C), and Title 18, United States Code, Section 2.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 27, 2003, in the Eastern District of Pennsylvania and elsewhere, defendant

MARION M. MARZULLO,

knowingly and intentionally distributed, and aided and abetted the distribution of, approximately 13.3 grams of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841 (b)(1)(C), and Title 18, United States Code, Section 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 21, 2003, in the Eastern District of Pennsylvania and elsewhere, defendant

MARION M. MARZULLO,

knowingly and intentionally distributed, and aided and abetted the distribution of, more than 50 grams, that is, approximately 170.5 grams, of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841 (b)(1)(B)(viii), and Title 18, United States Code, Section 2.

### NOTICE OF FORFEITURE

As a result of violations of Title 21, United States Code, Section 841, set forth in Counts One, Two and Three of this Indictment, the defendant

MARION M. MARZULLO,

shall forfeit to the United States:

(a) Any property used or intended to be used, in any manner or part, to commit or facilitate the commission of the violations of Title 21, United States Code, as charged in this Indictment;

(b) Any property constituting, or derived from, proceeds obtained directly or indirectly as a result of the violations of Title 21, United States Code, as charged in this Indictment, including but not limited to the sum of \$5,760.

If any of the property described above as being subject to forfeiture, as the result of any act or omission of the defendant:

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred or sold to, or deposited with, a third party;
- (3) has been placed beyond the jurisdiction of the court;
- (4) has been substantially diminished in value; or
- (5) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the

property subject to forfeiture.

All pursuant to Title 21, United States Code, Section 853.

A TRUE BILL:

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FOREPERSON

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PATRICK L. MEEHAN  
United States Attorney